IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

WRIT PETITION No. 2096 OF 2003

PETITIONER

Shashibhushan Kushwaha, aged about 49 years, S/o Late Shivlal Kushwaha, working as Deputy Forest Ranger, Deputy Range Dharampur, Range Pratappur, North Sarguja Forest Division, District Sarguja (Chhattisgarh)

Versus

RESPONDENTS

1. State of Chhattisgarh through the Secretary, Department of Forest and Culture, DKS Bhawan, Mantralaya,Raipur (Chhattisgarh)

2. The Conservator of Forest, Ambikapur, District Sarguja (Chhattisgarh)

P. R. No. 1966/03
Presented by Shri Ramakant Singh
dated 16.09.03

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

74

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

Single Bench: Hon'ble Shri Satish K. Agnihotri, J.

WRIT PETITION NO. 2096 OF 2003

Petitioner : Shashibhushan Kushwaha

Versus

Respondents : State of Chhattisgarh & another

Present: Shri B.D. Guru, counsel for the petitioner.
Shri Pankaj Shrivastava, panel lawyer for the respondents.

ORAL ORDER

(7th February, 2006)

1. The petitioner was working as Deputy Forest Ranger at Deputy Range, Dharampur, Range, Pratappur, North Sarguja Forest Division. He was transferred by impugned order dated 3.7.2003 to Dharamjaigarh Forest Division of Raigarh district in the same capacity due to administrative exigency.

2. The petitioner has filed this petition challenging the impugned order. This Court by order dated 25.8.2003 granted interim relief to the petitioner to the effect that the petitioner would not be relieved if he had not been relieved. This order was neither modified nor varied. Thereafter, the petitioner has continued to remain at the old place of posting by virtue of the interim order dated 25.8.2003, passed by this Court. The petitioner has already got final relief in the matter.

3. In view of the above it is not necessary at this stage to go into the validity of the impugned order. However, in the facts of the

case it is expected that the respondents/authorities will not insist upon compliance of the transfer order dated 3.7.2003, in respect of the petitioner. The respondents/authorities are at liberty to pass appropriate order for posting the petitioner in the public interest and administrative exigency, in accordance with law.

4. In view of the foregoing, the petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge